

MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

June 21, 1993

To: Board of Directors

From: General Counsel

Subject: Sufficiency of Credentials for Reappointment of a Director from San Diego County Water Authority

Report

Credentials have been received from the San Diego County Water Authority evidencing that on May 13, 1993, its Board approved the reappointment of Ms. Francesca Krauel as a representative on Metropolitan's Board of Directors for a term expiring December 31, 1996, or at such time as a successor is appointed. The credentials have been examined and found to be in compliance with the Metropolitan Water District Act.

Recommendation

That the attached credentials evidencing the reappointment of Ms. Francesca Krauel as a Director of The Metropolitan Water District of Southern California representing the San Diego County Water Authority be received and filed, and that the oath of office be administered to Ms. Krauel.


N. Gregory Taylor

CIR:jao
charen\jorgen\mem\krauel93
Attachments



MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

Office of Board of Directors

June 18, 1993

To: General Counsel
From: Executive Secretary
Subject: Reappointment of Director from San Diego County
Water Authority

Attached are the credentials from the San Diego County Water Authority showing the reappointment of Mrs. Francesca M. Krauel as one of its representatives on Metropolitan's Board for the period ending December 31, 1996.

If the credentials are legally sufficient, Mrs. Krauel will take her oath at our July 13, 1993 Board Meeting.


Karen E. Dorff

Attachments

cc w/out attach.

R. W. Balcerzak
D. L. Georgeson
F. W. Horne
J. W. Malinowski



San Diego County Water Authority

A Public Agency

3211 Fifth Avenue • San Diego, California 92103-5718
(619) 297-3218 FAX (619) 297-0511

June 14, 1993

Karen Dorff
Metropolitan Water District
P. O. Box 54153
Los Angeles, CA 90054

Dear Karen:

On May 13, 1993 the Board of Directors adopted Resolution No. 93-23 consenting and approving the reappointment of Francesca Krauel as a representative of the Water Authority on the Metropolitan Board of Directors.

Enclosed is a copy of said resolution and the signed minutes from that meeting.

If you have any questions, call me at (619) 297-3399, ext. 214.

Thank you.

Sincerely,

Janet R. Maltman
Executive Secretary
Board of Directors

Attachments

MEMBER AGENCIES

CITIES
• Del Mar • Escondido • National City
• Oceanside • Poway • San Diego

COUNTY
• San Diego
(ex officio)

IRRIGATION DISTRICTS
• Santa Fe • South Bay

WATER DISTRICTS
• Helix • Otay
• San Dieguito

COUNTY WATER DISTRICT
• Vallecitos

PUBLIC UTILITY DISTRICT
• Fallbrook

FEDERAL AGENCY
• Pendleton Military Reservation

MUNICIPAL WATER DISTRICTS
• Buena Colorado • Rainbow
• Carlsbad • Ramona
• Olivenhain • Rincon del Diablo
• Padre Dam • Valley Center
• Yuima

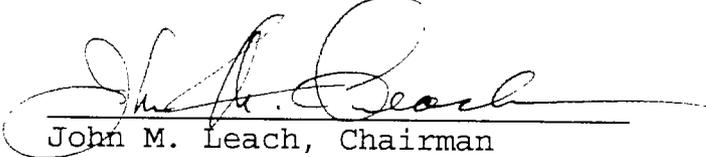
RESOLUTION NO. 93-23

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY CONSENTING AND APPROVING THE REAPPOINTMENT OF FRANCESCA KRAUEL AS A REPRESENTATIVE OF THE SAN DIEGO COUNTY WATER AUTHORITY ON THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

WHEREAS, pursuant to Articles 2.8 and 22 of the Administrative Code, John M. Leach, Chairman of the SAN DIEGO COUNTY WATER AUTHORITY, has designated and reappointed Francesca Krauel as a representative of the Water Authority on the Board of Directors of the METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA;

NOW, THEREFORE, the Board of Directors of the San Diego County Water Authority hereby consents to and approves said designation and reappointment, and orders and determines that Francesca Krauel shall be one of its representatives on the Board of Directors of the Metropolitan Water District of Southern California whose term shall expire on December 31, 1996, or at such time as her successor is appointed.

PASSED, APPROVED and ADOPTED this 13th day of May, 1993.


John M. Leach, Chairman
Board of Directors

ATTEST:


Joseph Parker, Secretary
Board of Directors

AYES: Unless noted below, all
Directors voted aye.
NOES: Chenelle
ABSENT: Carlson, Slater, Thompson
Watton
ABSTAIN: Krauel

I, Janet R. Maltman, Executive Secretary of the Board of Directors of the San Diego County Water Authority, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 93-23 of said Board and that the same has not been amended or repealed.



Executive Secretary
Board of Directors

jrm



San Diego County Water Authority

A Public Agency

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(619) 297-3218 FAX (619) 297-0511

June 21, 1993

Karen Dorff
Metropolitan Water District
P. O. Box 54153
Los Angeles, CA 90054

Dear Karen,

Enclosed is a certified copy of the minutes from the Board meeting where Francesca Krauel was reappointed to your Board.

Please let me know if you need further documentation.

Sincerely,

Janet R. Maltman
Executive Secretary
Board of Directors

Enclosure

MEMBER AGENCIES

CITIES
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• Oceanside • Poway • San Diego

COUNTY
• San Diego
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IRRIGATION DISTRICTS
• Santa Fe • South Bay

WATER DISTRICTS
• Halix • Otay
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• Vallecitos

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• Buena Colorado • Rainbow
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• Olivenhain • Rincon del Diablo
• Padre Dam • Valley Center
• Yuma

(1) AB 842, Frazee, (the ACWA sponsored bill that provides for connection fee) cleared committee yesterday and is proceeding.

(2) AB 1108, Peace (regarding property tax increments) is being amended. The current version of the bill attempts to direct a portion of the new property taxes collected from utilities, as a result of building new facilities which incorporate desalination, to the water district in which the utility improvements are located. This tax allocation procedure would impact revenues to the County.

Mr. Clay said a legislature status report was included in the Board packet.

There being no further business to come before the Water Policy Committee, Chair Frahm adjourned the meeting at 4:00 p.m.

MINUTE OF THE FORMAL BOARD OF DIRECTORS MEETING

May 13, 1993

Chair Leach called the formal meeting of the Board of Directors to order at 4:05 p.m. Director Anderson led the salute to the flag. Secretary Parker called roll. Directors present were Anderson, Brannon, Shanks Bregante, Bond, Broomell, Buckner, Chenelle, Collins, Drake, Frahm, Griffen, Hardebeck, Hughes, Johnson, Krauel, Krysak, Kulchin, Leach, Mason, Newton, Parker, Parrish, Peay, Russell, Taylor, Throckmorton, Tinker, Turner, Velasquez and Wright. Directors Carlson, Slater, Thompson and Watton were absent. Also present were Messrs. Snow, Biondo, Economides, Rhodes, Campbell, Ms. Jackson and others.

Chair Leach declared a quorum.

Chair Leach asked if there were any additions to the agenda.

Director Tinker stated that the Engineering and Operations Committee made a recommendation on the information item regarding the alignment of Pipeline No. 6.

Chair Leach instructed Director Tinker to include the item under the reports by Committee Chairs.

Director Wright moved, Director Frahm seconded and the motion carried, to approve the minutes of the April 8, 1993 Board meeting.

Trisha Ferrand of the County of San Diego Department of Public Works, addressed the Board. Ms. Ferrand reviewed the County's Master Composter Program.

Chair Leach thanked Ms. Ferrand for her presentation and suggested she contact staff regarding placing the program on a future Authority agenda.

Chair Leach said the Board would holding a public hearing regarding the Water Standby Availability Charge and he asked Chief Financial Officer Campbell to review the proposed adoption of an ordinance for the fiscal year 93-94.

Mr. Campbell said the purpose of the public hearing was to allow the public to state objections, protests or comments regarding the proposed ordinance to be adopted on or before August 10, 1993. The ordinance would fix a Water Standby Availability Charge of \$10 per acre or per parcel, whichever was greater, on all land lying within the boundaries of the Water Authority for fiscal year 1993-94. The Capital Finance Plan, which was adopted by the Board, considered the use of the standby charge to assist in providing a revenue source to help fund cash and debt service requirements to pay the costs of capital improvements necessary to continue meeting the supplemental water needs of the Authority's member agencies.

Chair Leach opened the public hearing at 4:20 p.m.

Bernard Brandt, 2836 Cornelius Place, Lemon Grove, California 91945, addressed the Board. Mr. Brandt said he felt the \$10 per acre charge was unfair and inequitable as it applied to raw, undeveloped and unusable land. He said the land had permanent building restrictions by the County of San Diego because of steep slope, etc.

Chair Leach suggested Mr. Brandt contact staff regarding the Authority's deferral program.

Lisa Briggs, 1717 Kettner, #105, San Diego, California 92101, addressed the Board. Ms. Briggs represented the Utilities Consumers Action Network (UCAN). She explained that the organization was a non profit consumer advocacy group representing over 20,000 people in San Diego. The group had watched over San Diego Gas and Electric rates and were becoming concerned about increasing water rates. The group was opposed to the charge based on a per acre or per parcel basis. She recommended the charge be based on usage.

Director Parrish expressed concern regarding the name of the charge.

Director Turner asked how many years the standby charge had been in existence. Assistant General Manager Jackson replied that the charge originated in 1989.

Chair Leach thanked the speakers and closed the public hearing at 4:30 p.m. He instructed staff to bring back an ordinance for consideration by the Board on or before August 10, 1993.

General Counsel Biondo stated that the Administrative and Legal Committee held a Closed Session to discuss SDCWA v. Western Salt Company. He said a Closed Session would not be necessary if the Board agreed with the recommendation by the committee.

Director Russell moved, Director Turner seconded and the motion carried, that the acquisition in the SDCWA v. Western Salt, Case 644327 be changed to an easement and the General Manager have discretion to reduce the width.

Director Wright moved, Director Turner seconded and the motion carried, to adopt said resolution entitled

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY HONORING BOB STEVENS UPON HIS RETIREMENT FROM THE BOARD OF DIRECTORS

is numbered 93-22 and entered at page , Book 24 of Resolutions.

Mr. Charles Newton, representing the City of Del Mar, was seated on the Board. Mr. Newton's term of office will expire on March 12, 1999.

Director Frahm moved, Director Turner seconded and the motion carried, to adopt said resolution entitled

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY CONSENTING AND APPROVING THE REAPPOINTMENT OF FRANCESCA KRAUEL AS A REPRESENTATIVE OF THE SAN DIEGO COUNTY WATER AUTHORITY ON THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

is numbered 93-23 and entered at page , Book 24 of Resolutions.

Director Chenelle voted no on the resolution.

Chair's Report. Chair Leach said he met with the editor of the San Diego Business Journal to discuss an editorial and was pleased with the outcome.

Chair Leach said much of his time during the month was spent with activities at Metropolitan Water District.

Chair Leach stated that Item 11-14 Revision to Annual Statement of Investment Policy, and Item 11-19 Request from Olivenhain MWD for relief from surcharge on Olivenhain #4 service connection were deferred and will be brought back to the June meeting.

Chair Leach stated that Item 11-22 Adopted position of opposition on AB 2210, Polanco re MWD rate structure should read: Adopt position of "watch" instead of opposition.

Director Parrish requested that Items 11-9, Approve acquisition of the North County Distribution Pipeline right of way as permanent easement or permanent/temporary easements, 11-12 Authorize the General Manager to modify the contract with John Corrollo Engineers for an amount not-to-exceed \$68,464 to provide additional technical support and project management services for the potential South Bay Desalination Project, and 11-13 Authorize funds not-to-exceed \$58,350 for Marron, Reid and Sheehy (Emilio E. Varanini, III) to provide legal services for the discussions be pulled from the Consent Calendar for discussion.

Director Chenelle moved, Director Frahm seconded and the motion carried, to approve the following Consent Calendar items.

Item 11-1. The Board adopted said resolution entitled

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY AMENDING ARTICLE 24, SECTIONS 24.1, 24.2, 24.3 AND 24.5; AND DELETING SECTIONS 24.6, 24.7 AND 24.8 OF THE ADMINISTRATIVE CODE REGARDING EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION

is numbered 93-24 and entered at page , Book 24 of Resolutions.

Item 11-2. The Board adopted the Administrative & Legal Committee Goals and Objectives for 1993 and 1994.

Item 11-3. The Board accepted the warehouse/maintenance remodel at the Escondido Operations Center, Specifications 437, approved the recording of the Notice of Completion for the project and authorized the release of retained funds following the expiration of the Notice of Completion period.

Item 11-4. The Board accepted the landscape renovations at the Escondido Operations Center, Specifications 444, approved the recording of the Notice of Completion for the project and authorized the release of retained funds following the expiration of the Notice of Completion period.

Item 11-5. The Board declared parts for the Wallace and Tiernan chlorine detector assembly unit as surplus.

Item 11-6. The Board accepted the ground and second floor office remodel at the San Diego office, approved the recording of the Notice of Completion and authorized the release of retained funds following the expiration of the Notice of Completion period.

Item 11-7. The Board approved the establishment of Pipelines 3 and 4 relocation and Vallecitos 5 Flow Control Facility relocation at Bradley Park in the City of San Marcos as Capital Projects and approved a change order in an amount not-to-exceed \$5,000 to Camp Dresser & McKee agreement for preliminary design services.

Item 11-8. The Board approved reducing retention to 5 percent of the contract amount with F.T. Ziebarth Company for the Oceanside 5 Flow Control Facility, Specification 430.

Item 11-10. The Board authorized the General Manager to contract for Centrex Services and equipment to upgrade the telecommunications system at a cost of \$78,000.

Item 11-11. The Board authorized the General Manager to begin detailed discussion with SDG&E regarding co-location of a desalination facility at South Bay

Director Broomell voted no on this item.

Item 11-15. The Board adopted said resolution entitled

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY WATER AUTHORITY FIXING THE TIME AND PLACE FOR A PUBLIC HEARING RE THE WATER AUTHORITY'S CAPACITY CHARGES FOR FISCAL YEAR 1993-94

is numbered 93-25 and entered at page , Book 24 of Resolutions.

Chair Leach abstained from voting on this item.

Item 11-16. The Board authorized the General Manager to enter into agreements with MWD and the City of San Diego to provide program funding, and with MAAC Project and Triple Crown for operation of the Community Based ULFT Replacement Program in an amount not-to-exceed \$540,000, including the Authority share of \$135,000.

Item 11-17. The Board adopted Water Policy Committee goals and objectives.

Item 11-18. The Board adopted FY 1994 Ultra Low Flow Toilet Rebate Program Design.

Item 11-20. The Board approved Authority membership in Western Urban Water Coalition with dues of \$10,000 per year.

Item 11-21. The Board adopted a position of opposition on AB 837, Moore, re MWD rate structure.

Item 11-22. The Board adopted a position of watch on AB 2210, Polanco, re MWD rate structure.

Item 11-23. The Board adopted a position of support on AB 2037, regulation of design of water impoundment structures.

Item 11-9 - Approve acquisition of the North County Distribution Pipeline right of way as permanent easement or permanent/temporary easements, was then discussed.

Director Parrish stated his concerns regarding adding member agency projects to the Capital Improvement Program. He felt the Authority should share in the expenses with their member agencies and not pay the entire amount in the future.

Director Anderson moved, Director Griffen seconded and the motion carried, to authorize acquisition of an 80' wide permanent easement for \$1.1 million to provide sufficient area for construction, future maintenance and emergency repairs for the North County Distribution Pipeline.

Director Broomell voted no on this item.

Item 11-12 - Authorize the General Manager to modify the contract with John Corrollo Engineers for an amount not-to-exceed \$68,464 to provide additional technical support and project management services for the potential South Bay Desalination Project, Item 11-13 - Authorize funds not-to-exceed \$58,350 for Marron, Reid and Sheehy (Emilio E. Varanini, III) to provide legal services for the discussions on the South Bay Desalination Project, and were then discussed.

Director Parrish asked when it was appropriate to rebid a project rather than extend an established contract.

Director Anderson stated that professional contracts were not bid but Requests for Proposals (RFPs) were done. He said it was poor management to change engineering, design or legal firms, in the middle of projects.

Director Anderson moved, Director Throckmorton seconded and the motion carried, to authorize the General Manager to modify the contract with John Corrollo Engineers for an amount not-to-exceed \$68,464 to provide additional technical support and project management services for the potential South Bay Desalination Project; and, to authorize funds not-to-exceed \$58,350 for Marron, Reid and Sheehy (Emilio E. Varanini, III) to provide legal services for the discussions on the South Bay Desalination Project

Director Broomell voted no on these items.

STAFF REPORTS.

General Manager Snow had nothing to add to his written report.

Chief Engineer Bakall had nothing to add to his written report. He announced that Chair Parker was calling a meeting of the Right of Way Committee on Wednesday, May 19 at 10:00 a.m.

Assistant General Manager Jackson had nothing to add to her written report.

Assistant General Manager Rhodes had nothing to add to his written report.

Chief Financial Officer Campbell had nothing to add to the Treasurer's report.

General Counsel Biondo had nothing to add to his written report.

REPORTS BY COMMITTEE CHAIRS.

Executive Committee. Chair Leach had nothing to report.

Administrative and Legal Committee. Director Russell indicated that all action items were handled on the Consent Calendar.

Engineering and Operations Committee. Director Tinker indicated that the committee heard a presentation on the alignment alternatives for Pipeline 6 and since MWD will have to vote and approve one of the alignments before the Water Authority's next meeting, he asked the Board to consider voting on the item.

Director Tinker moved, Director Wright seconded and the motion carried, to direct staff to notify MWD that the Water Authority supported the Central Alignment, sub-alternate C-2.

Long Range Planning Committee. Director Throckmorton indicated that all action items were handled on the Consent Calendar.

Public Affairs Committee. Director Parrish indicated that the action item was handled on the Consent Calendar.

Water Policy Committee. Director Frahm indicated that all action items were handled on the Consent Calendar or by subsequent action of the Board.

Water Reclamation Committee. Director Anderson indicated that all action items were handled on the Consent Calendar. He

announced that WARAC would hold its next meeting at 10:00 a.m. on May 24.

METROPOLITAN WATER DISTRICT REPORT.

Director Griffen announced that a new General Manager had been selected. His name is John "Woody" Wodraska.

Director Krauel reported that the San Diego delegation met with Chair Gage of MWD and renewed their commitments to working together.

Chair Leach encouraged the Directors to attend at least one MWD Board meeting to get an idea of how they function. He also reported that the MWD delegation were routinely meeting on Monday evenings.

COLORADO RIVER REPORT.

Mr. Snow stated that four endangered species were listed on the Colorado River. An action item will be brought to the Board in June.

Director Wright asked whether the Authority had a member on the Colorado River Board since Ms. Omsted resigned.

Chair Leach said he would ask the Governor to make an appointment in the next couple of months. In the meantime, Mr. Starkey will continue to represent the Authority.

ACWA/JPIA REPORT.

Director Buckner explained that the ACWA/JPIA consisted of about 290 agencies with representatives that meet twice a year. The JPIA was run by a 9 member Executive Committee that takes direction from the agencies. He said the JPIA will be making a survey of agencies in the next three months to determine what they feel are liabilities involving their Directors.

Ms. Jackson stated that the Authority's Directors were covered under a \$20 million liability policy while conducting Authority business. She said the six MWD Directors were covered by MWD's insurance while attending meetings for MWD. The only agency without insurance was the San Diego Area Wastewater Management District. The district was formed in January of 1993 by an act of the California Legislature. She said they were in the process of obtaining Special District insurance.

Chair Leach said the Fiscal Policy Committee routinely reviewed the status and adequacy of all the Authority's insurance policies.

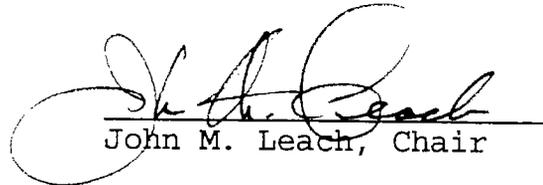
SAN DIEGO AREA WASTEWATER MANAGEMENT DISTRICT REPORT.

Director Chenelle said things had changed for the better since their last meeting. The vote process was established so that it would take five members outside of the San Diego unit to allow them to use a weighted vote. He said their Technical Advisory Group, which was made up of staff members from the cities, will be bringing back different programs for consideration. The district authorized an RFP for a General Manager search. He said he was one of five chosen for the committee.

50th ANNIVERSARY COMMITTEE REPORT.

There was no report from the 50th Anniversary Committee.

There being no further business to come before the Board, Chair Leach adjourned the meeting at 5:20 p.m. to June 3, 1993 at 3:00 p.m. for public hearings on the Negative Declaration for the North County Distribution Pipeline and the Authority's proposed capacity charge.


John M. Leach, Chair

jrm

I, Janet R. Maltman, Executive Secretary of the Board of Directors of the San Diego County Water Authority, do hereby certify that the above and foregoing is a full, true and correct copy of minutes of said Board and that the same has not been amended or repealed.

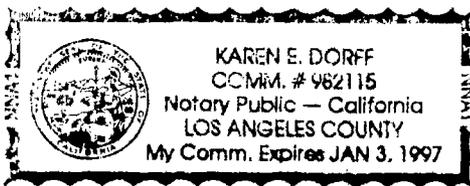

Executive Secretary
Board of Directors

OATH OF OFFICE

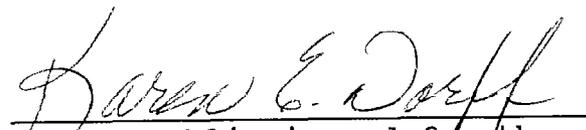
I, FRANCESCA M. KRAUEL, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.


Signature

Subscribed and sworn to before me this 13th day of July,
1993.



(SEAL)


Notary Public in and for the
County of Los Angeles,
State of California

My commission expires 1-3-97.